

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK**

**STEIN & NIEPORENT LLP**

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Attorneys for Defendant

Elbert Dawkins, on behalf of himself and  
all others similarly situated,

Plaintiffs,

- vs. -

Schott NYC Corp.,

Defendant.

DOCKET NO. 22-cv-3617  
(PKC) (TAM)

**NOTICE OF MOTION**

PLEASE TAKE NOTICE that based upon the enclosed memorandum of law, as well as such further pleadings and documents as may be filed and oral arguments as the Court may permit or require, defendant Schott NYC Corp., will move this Court pursuant to Fed. R. Civ. P. 12(b)(1) and Fed. R. Civ. P. 12(b)(6) to bring the attached Motion to Dismiss on for hearing at such time and date as the Court may determine.

Dated: October 25, 2022

Respectfully submitted,



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Attorneys for Defendant